IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 12136 of 2005

Between:

Sri N.Siva Reddy, S/o.N.Yarram Reddy,
R/o.Mudindla Palli (V), B.Yarragudi (P),
L.R.Palli (M), Cuddapah District.

..... PETITIONER

AND

The Regional Transport Authority, Rep. by its Secretary, Cuddapah.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction particularly one in the nature of writ of Mandamus declaring the action of the respondent in not disposing of the application of the petitioner for the grant of Regular stage carriage permit on the existing muffisil route L.R.palli to Ramapuram, via, Gudlavaripalli, Anantapuram cross, Budigunta Rachapali, etc., pursuant to the application, which was registered as R.No.2104/A2/2004, dt.12-3-2004, as illegal, arbitrary, unjust and consequently direct the respondent to consider and grant regular stage carriage permit in pursuance of the application of the petitioner forthwith.

Counsel for the Petitioner: MR.B.SIVA RAMA KRISHNAIAH

Counsel for the Respondent: GP FOR TRANSPORT

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioner aggrieved by the inaction of the respondent in disposing of his application for grant of Regular Stage Carriage Permit on the existing mofussil route-L.R.Palli to Ramapupram via Gudlavaripalli, Anantapuram Cross, Budigunta Rachapali etc.

It is stated that the petitioner filed an application for regular permit on 12.03.2004, which was registered as R.No.2104/A2/2004. It is also stated that as there is no prohibition for grant of said permits, he made an application. As no orders are passed, the petitioner made several representations. In spite of it, there is no positive action. Hence, he has come up with the present writ petition.

The learned counsel for the petitioner at the time of hearing relied upon a judgment of Supreme Court in **Mithilesh Garg v Union of India** and also relied upon a judgment of this Court in W.P.No.24349 of 2003 dated 12.11.2003, wherein, under similar circumstances, the respondents were directed to dispose of the application of the petitioner therein.

Heard both sides.

In view of the above stated facts, the respondent is directed to dispose of the application of the petitioner on merits within a period of two months from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

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10.06.2005

Note: Issue CC in three days.

(b/o)

VGB

To

1. The Secretary, Regional Transport Authority, Kadapa.
2. 2CCs to the Government Pleader for Transport, High Court Buildings, Hyderabad (OUT).
3. 2CD copies.